

Form 149

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re:

**Martin L. Hampton  
Debbie R. Hampton**  
Debtor(s)

Bankruptcy Case No.: 14-23238-CMB  
Issued Per Dec. 6, 2018 Proceeding  
Chapter: 13  
Docket No.: 230 – 229  
Concil. Conf.: at

**ORDER OF COURT CONFIRMING PLAN AS MODIFIED  
AND SETTING DEADLINES FOR CERTAIN ACTIONS**

**(1.) PLAN CONFIRMATION:**

IT IS HEREBY ORDERED that upon consent of the Debtor(s), the Chapter 13 Plan dated October 22, 2018 is CONFIRMED as modified at the Plan confirmation hearing. Terms of the Plan not expressly modified by this Order remain in full force and effect. A copy of this Plan was previously mailed to you. *Only those provisions which are checked below apply to this case:*

- ☐ A. For the remainder of the Plan term, the periodic Plan payment is amended to be \$ as of . Debtor(s)' counsel shall file a motion to amend the income attachment order within seven (7) days of the date of this Order.
- ☐ B. The length of the Plan is increased to a total of months. This statement of duration of the Plan is an approximation. The Plan shall not be completed until the goals of the Plan have been achieved. The total length of the Plan shall not exceed sixty (60) months.
- ☐ C. Plan confirmation is on an interim basis only as a form of adequate protection. The Trustee is authorized to distribute to secured and priority creditors with percentage fees. ***A final plan conciliation conference will be held on at , in .*** If the Parties cannot resolve all disputes at the conciliation conference, a hearing will be scheduled and orally announced at the conclusion of the conference without any further written notice to any party. Parties are directed to monitor the Court's docket and read the Chapter 13 Trustee's minutes of the conciliation conference to the extent such parties desire more information regarding the outcome of the conciliation conference.
- ☐ D. Plan confirmation is subject to the resolution of all actions to determine the avoidability, priority, or extent of liens; including determination of the allowed amount of secured claims under *11 U.S.C. §506*, disputes over the amount and allowance of claims entitled to priority under *11 U.S.C. §507*, and all objections to claims.
- ☐ E. The allowed claims of general unsecured creditors shall be paid from available funds on a pro rata basis, which may represent an increase or decrease in the amount projected in the Plan.
- ☐ F. shall be paid monthly payments of \$ beginning with the Trustee's distribution and continuing for the duration of the plan term, to be applied by that creditor to its administrative claim, budget payments and/or security deposit. These payments shall be at the third distribution level.
- ☒ G. The claims of the following creditors shall govern as to amount, classification and rate of interest (or as otherwise noted), unless the Debtor(s) successfully objects to the claim: I.R.S. at Claim No. 2-2; Penn Hills School District/Municipality Earned Income Tax at Claim No. 3 .
- ☒ H. Additional Terms: The estimated pool of funds availability to be paid to general unsecured creditor, (other than specially classified student loans), and estimated percentage dividend are revised to \$18,414.48 (100 percent).  
The plan is subject to final audit. Any deficiency needs to be addressed as a condition of discharge.

**(2.) IT IS FURTHER ORDERED THAT THE FOLLOWING DEADLINES ARE ESTABLISHED:**

**A. Objections to the Plan.** Pursuant to *Fed.R.Bankr.P. 2002(b)*, this Order shall not become final for a period of twenty-eight (28) days. Any party in interest with an objection to any provision of this Confirmation Order must file a written objection within that twenty-eight (28) day period. Failure to timely object shall be deemed a waiver of all objections and an acceptance of the provisions of this confirmed Plan. The Trustee may disburse funds pursuant to this confirmation order upon its entry.

**B. Applications to retain brokers, sales agents, or other professionals.** If the Plan contemplates sales of assets or litigation proceeds as a source of funding, Debtor(s) shall file motion(s) to employ the necessary professionals within thirty (30) days hereof.

**C. Review of Claims Docket and Objections to Claims.** Pursuant to *W.PA.LBR 3021-1(c)(2)*, the Debtor or Debtor's attorney, if represented, shall review the proofs of claim filed and shall file objections to any disputed claims within ninety (90) days after the claims bar date or, for late filed or amended claims, within ninety (90) days after they are filed and served. Absent an objection, the proof of claim will govern as to the classification and amount of the claim. Objections filed after the ninety (90) days specified herein shall be deemed untimely.

**D. Motions or Complaints Pursuant to §§506, 507 or 522.** All actions to determine the priority, avoidability, or extent of liens, all actions pursuant to *11 U.S.C. §§506, 507 and 522* shall be filed within ninety (90) days after the claims bar date.

**E. Filing Amended Plans.** Within fourteen (14) days after the Bankruptcy Court resolves the priority, avoidability, or extent of a lien, or any objection to claim, the Debtor(s) shall file an amended Plan to provide for the allowed amount of the claim if the allowed amount differs from the amount stated in the plan. Debtor(s) shall also file an amended Plan within thirty (30) days after the claims bar date(s) in the event that no objection is filed and the claim(s) as filed causes the Plan to be underfunded.

**A.** After the claims objection deadline, the Plan shall be deemed amended to conform to the claims filed or otherwise allowed. If the Plan expressly modified the terms of payment to any creditor pursuant to *11 U.S.C. §1322(b)(2)*, nothing in this Order shall be construed to change the payment terms established in the Plan.

**B.** Any creditor who files or amends a proof of claim shall serve a copy on the Debtor(s) or counsel for the Debtor(s).

**C.** Any creditor whose payment changes due to variable interest rates, change in escrow, or change in monthly payments, shall notify the Trustee, Debtor(s)' counsel and Debtor(s) at least twenty-one (21) days prior to the change taking effect.

**D.** Debtor's counsel must file a fee application in accordance with *W.P.A.LBR 2016-1* before attorney fees in excess of the "no look" provision (including retainer) will be allowed or paid.

**E.** The Trustee shall file a *Certificate of Default and Request for Dismissal* of the case in the event of a material Plan default. If the default involves failure to make a plan payment the case will result in dismissal without further hearing upon filing and service of an *Affidavit of Default* by the Trustee. The Trustee is not precluded from raising pre-confirmation defaults in any subsequent motion to dismiss.

**F.** In the event that any order is entered in this case granting relief from the automatic stay to a secured creditor, then the Trustee shall make no further disbursements to any creditor on account of any ***secured claim*** that is secured by the subject property, unless directed otherwise by further Order of Court.

  
Carlota M. Böhm, Judge  
United States Bankruptcy Court

Dated: December 14, 2018

cc: All Parties in Interest to be served by Clerk in seven (7) days

## Imaged Certificate of Notice Page 4 of 5

United States Bankruptcy Court  
Western District of PennsylvaniaIn re:  
Martin L. Hampton  
Debbie R. Hampton  
DebtorsCase No. 14-23238-CMB  
Chapter 13

## CERTIFICATE OF NOTICE

District/off: 0315-2

User: jhel  
Form ID: 149Page 1 of 2  
Total Noticed: 32

Date Rcvd: Dec 14, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 16, 2018.

db/jdb  
cr +Martin L. Hampton, Debbie R. Hampton, 174 Shenandoah Drive, Pittsburgh, PA 15235-2049  
+Equitable Gas Bankruptcy Department, Attn: Judy Gawlowski, 225 North Shore Drive 2nd Floor, Pittsburgh, PA 15212-5860

cr +Nationstar Mortgage LLC, Padgett Law Group, c/o Evan S. Singer, 6267 Old Water Oak Road, Ste 203, Tallahassee, FL 32312-3858

cr +Peoples Natural Gas Company LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Ave., Pittsburgh, PA 15233-1828

13903931 +Aes/Keystone, Po Box 61047, Harrisburg, PA 17106-1047

13903932 +Aes/National City Bank, Po Box 61047, Harrisburg, PA 17106-1047

13903934 +COLLECTION SERVICE CENTER INC, 363 VANADIUM ROAD, STE 109, PITTSBURGH PA 15243-1477  
(address filed with court: Collection Service Cen, Po Box 14931, Pittsburgh, PA 15234)

13967357 CitiMortgage, Inc., P.O. Box 688971, Des Moines, IA 50368-8971

13918018 +Citimortgage Inc., 1000 Technology Drive, O Fallon, MO 63368-2240

14153918 ECMC, PO BOX 16408, ST. PAUL, MN, 55116-0408

13903937 +First Premier Bank, 601 S Minnesota Ave, Sioux Falls, SD 57104-4868

13918023 +Francis Hallinan, 1617 John F. Kennedy Boulevard, Ste 1400, One Penn Center Plaza, Philadelphia, PA 19103-1823

13939364 Gastroenterology Assoc, c/o Berks Credit & Collections, Inc., Temple, PA 19560

14275784 +Jordan Tax Service, Inc., 102 Rahway Road, McMurray, PA 15317-3349

13995241 +Jordon Tax Service, 102 Rahway Road, Canonsburg, PA 15317-3349

13918026 +Kraft & Kraft PC, 3200 Penrose Ferry Road, Philadelphia, PA 19145-5500

14653133 +NATIONSTAR MORTGAGE LLC, PO BOX 619096, DALLAS TX 75261-9096  
(address filed with court: Nationstar Mortgage LLC, P.O. Box 619096, Dallas, TX 75261)

13903938 Nco Fin/51, Po Box 13574, Philadelphia, PA 19101

13923555 +PHEAA, PO BOX 8147, HARRISBURG PA 17105-8147

13974736 +Peoples Natural Gas Company, LLC, 375 North Shore Drive, Suite 600, Pittsburgh, PA 15212-5866, Attn: Dawn Lindner

13966395 +Peoples Natural Gas Company, LLC, Equitable Gas Division, 375 N. Shore Drive, Suite 600, Pittsburgh, PA 15212-5866, Attn: Dawn Lindner

13903939 +Principal Residentl Mt, 711 High St, Des Moines, IA 50392-0001

13918028 +Treasure Lake Property Owner Associates, 13 Treasure Lake, Du Bois, PA 15801-9001

13903942 +Va Pittsburgh Employee, 1010 Delafield Rd, Pittsburgh, PA 15215-1802

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

13903933 +E-mail/Text: EBN\_Greensburg@Receivemorempr.com Dec 15 2018 02:35:05 Berks Credit & Coll, 900 Corporate Dr, Reading, PA 19605-3340

13903935 +E-mail/Text: abovay@creditmanagementcompany.com Dec 15 2018 02:34:25 Credit Management Co, 2121 Noblestown Road, Pittsburgh, PA 15205-3956

13903936 +E-mail/Text: abovay@creditmanagementcompany.com Dec 15 2018 02:34:25 Credit Management Co, 2121 Noblestown Rd, Pittsburgh, PA 15205-3956

13918024 E-mail/Text: cio.bncmail@irs.gov Dec 15 2018 02:33:21 IRS, 1000 Liberty Ave, Room 705, Pittsburgh, PA 15222

13944361 +Fax: 412-822-3187 Dec 15 2018 02:53:14 VA Pittsburgh EFCU, 1010 Delafield Road, Pittsburgh, PA 15215-1802

13903940 +Fax: 412-822-3187 Dec 15 2018 02:53:14 Va Pittsburgh E F.C.U., 1010 Delafield Rd, Pittsburgh, PA 15215-1802

13903941 +Fax: 412-822-3187 Dec 15 2018 02:53:14 Va Pittsburgh Empl Fcu, 1010 Delafield Rd, Pittsburgh, PA 15215-1802

13903943 +Fax: 412-822-3187 Dec 15 2018 02:53:14 Vamc Highland Dr Fcu, 1010 Delafield Rd, Pittsburgh, PA 15215-1802

TOTAL: 8

\*\*\*\*\* BYPASSED RECIPIENTS (undeliverable, \* duplicate) \*\*\*\*\*

cr CitiMortgage, Inc.

cr City and School District of Pittsburgh

cr County of Allegheny

cr Duquesne Light Company

cr NATIONSTAR MORTGAGE LLC

cr Pittsburgh Water and Sewer Authority

13918022 Doug Ransaw, unknown

cr\* ECMC, P.O. Box 16408, St. Paul, MN 55116-0408

cr\* +Penn Hills School District, c/o Maiello, Brungo & Maiello, LLP, 3301 McCrady Road, Pittsburgh, PA 15235-5137

13918016\* +Aes/Keystone, Po Box 61047, Harrisburg, PA 17106-1047

13918017\* +Berks Credit & Coll, 900 Corporate Dr, Reading, PA 19605-3340

13918019\* +COLLECTION SERVICE CENTER INC, 363 VANADIUM ROAD, STE 109, PITTSBURGH PA 15243-1477  
(address filed with court: Collection Service Cen, Po Box 14931, Pittsburgh, PA 15234)

13918020\* +Credit Management Co, 2121 Noblestown Road, Pittsburgh, PA 15205-3956

13918021\* +Credit Management Co, 2121 Noblestown Rd, Pittsburgh, PA 15205-3956

13918025\* IRS, PO BOX 7346, Philadelphia, PA 19101-7346

13918027\* Nco Fin/51, Po Box 13574, Philadelphia, PA 19101

13918029\* +Va Pittsburgh E F.C.U., 1010 Delafield Rd, Pittsburgh, PA 15215-1802

13918030\* +Va Pittsburgh Empl Fcu, 1010 Delafield Rd, Pittsburgh, PA 15215-1802

District/off: 0315-2

User: jhel  
Form ID: 149

Page 2 of 2  
Total Noticed: 32

Date Rcvd: Dec 14, 2018

\*\*\*\*\* BYPASSED RECIPIENTS (continued) \*\*\*\*\*

13918031\* +Va Pittsburgh Employee, 1010 Delafield Rd, Pittsburgh, PA 15215-1802  
13918032\* +Vamc Highland Dr Fcu, 1010 Delafield Rd, Pittsburgh, PA 15215-1802  
13936552 ##+Penn Hills School District, c/o Maiello Brungo & Maiello, LLP, 3301 McCrady Road,  
Pittsburgh, PA 15235-5137

TOTALS: 7, \* 13, ## 1

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '++' were redirected to the recipient's preferred mailing address  
pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices  
will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed. The  
debtor's attorney or pro se debtor was advised that the specified notice was undeliverable.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner  
shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social  
Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required  
by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Dec 16, 2018

Signature: /s/Joseph Speetjens

---

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email)  
system on December 14, 2018 at the address(es) listed below:

Albert G. Reese, Jr. on behalf of Joint Debtor Debbie R. Hampton areese8897@aol.com,  
agreese8897@gmail.com;r41196@notify.bestcase.com;agrlaw8897@gmail.com  
Albert G. Reese, Jr. on behalf of Debtor Martin L. Hampton areese8897@aol.com,  
agreese8897@gmail.com;r41196@notify.bestcase.com;agrlaw8897@gmail.com  
James Warmbrodt on behalf of Creditor Nationstar Mortgage LLC bkgroup@kmlawgroup.com  
James Warmbrodt on behalf of Creditor NATIONSTAR MORTGAGE LLC bkgroup@kmlawgroup.com  
Jeffrey R. Hunt on behalf of Creditor Pittsburgh Water and Sewer Authority jhunt@grblaw.com,  
cnoroski@grblaw.com  
Jeffrey R. Hunt on behalf of Creditor County of Allegheny jhunt@grblaw.com,  
cnoroski@grblaw.com  
Jeffrey R. Hunt on behalf of Creditor City and School District of Pittsburgh jhunt@grblaw.com,  
cnoroski@grblaw.com  
Jennifer L. Cerce on behalf of Creditor Penn Hills School District jlc@mbm-law.net  
Mario J. Hanyon on behalf of Creditor CitiMortgage, Inc. pawb@fedphe.com  
Office of the United States Trustee ustpreion03.pi.ecf@usdoj.gov  
Peter J. Ashcroft on behalf of Creditor Duquesne Light Company pashcroft@bernsteinlaw.com,  
ckutch@ecf.courtdrive.com;acarr@bernsteinlaw.com  
Ronda J. Winnecour cmecf@chapter13trusteedpa.com  
S. James Wallace on behalf of Creditor Equitable Gas Bankruptcy Department sjw@sjwpgh.com,  
Equitablebankruptcy@peoples-gas.com;srk@sjwpgh.com  
S. James Wallace on behalf of Creditor Peoples Natural Gas Company LLC sjw@sjwpgh.com,  
Equitablebankruptcy@peoples-gas.com;srk@sjwpgh.com

TOTAL: 14